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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with The United States Postal Service with sufficient postage as first class mail in an envelop addressed to The Assistant Commissioner for Patents, Washington, D.C. 20231, on April 18, 1999.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Terumi SUNAGA



SERIAL NO: 08/820,608

) Group Art Unit: 2732

FILED: March 19, 1997

) Examiner: K. Vanderpuye

TITLE: SPREAD SPECTRUM COMMUNICATION  
TRANSMITTER AND RECEIVER, AND CDMA  
MOBILE COMMUNICATION SYSTEM AND  
METHOD

THE ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

RESPONSE

Dear Sir:

This is in response to the Office Action dated January 18, 2000. Applicant submits the following remarks in response to the Examiner's objections.

REMARKS

The Applicant notes with appreciation the Examiner's indication that claims 2, 3 and 5 would be allowable if rewritten in independent form to include all limitations of their base claim and any intervening claims.

OBJECTIONS UNDER 35 USC 103 (a)

In the Office Action, the Examiner raises an obviousness objection with respect to claims 1, 4, 8 and 13 in view of the prior art disclosed in the present application, in combination with Tanaka, U.S. Patent No. 5,636,243.

In response, the Applicant respectfully submits that claims 1, 4, 8 and 13 are unobvious in view of any combination of the cited references because there is no suggestion in either of the references that they be combined in the manner suggested by the Examiner. The present application does not address the problem of reducing power consumption in either a TDMA or a CDMA system.

Also, there is no suggestion in Tanaka '243 that intermittent signal